

Minutes of the Senate Committee on
Public Health, Held March
20, 1935.

Called Meeting.

Present: Beck, Sanderford, Holbrook, Oneal, Rawlings, Redditt, Small, Woodruff and Davis.

Absent—excused: Hornsby and Hughston.

H. B. No. 189 was reported favorably.

S. B. No. 396 was reported favorably.

H. B. No. 329 was reported favorably.

BECK, Chairman.

Minutes of Committee on Counties
and County Boundaries, Held
March 20, 1935.

Called Meeting.

Present: Neal, Pace, Van Zandt, Cotten, Duggan, Martin and Davis.

Absent: Stone.

Absent—excused: Fellbaum.

S. B. No. 196 was reported favorably by viva voce vote with recommendation it be not printed.

S. B. No. 330 was reported favorably as amended by Committee Amendment No. 1 by viva voce vote with recommendation that it be not printed.

H. B. No. 408 was reported favorably by viva voce vote with the recommendation that it do not pass, but pass with the committee substitute in lieu thereof and the committee substitute be printed in bill form.

S. B. Nos. 172 and 249 and H. B. Nos. 53, 132, 258 and 309 were referred to a subcommittee.

MARY NICHOLS, Secretary.

Minutes of Senate Finance Committee,
Held March 21, 1935.

Regular Meeting.

Present: Redditt, Beck, Burns, Duggan, Hill, Holbrook, Hornsby, Martin, Oneal, Poage, Sanderford, Small and Van Zandt.

Absent—excused: Hopkins, Hughston, Neal, Rawlings, Regan, Stone, Sulak and Woodruff.

H. B. No. 763 and S. B. No. 36 were reported adversely with favorable committee amendments.

NOEL K. BROWN, Secretary.

Minutes of the Labor Committee,
Held March 18, 1935.

Present: Shivers, Small, Wood-

ruff, Poage, Sanderford, Cotten, Davis, Sulak and Westerfeld.

Absent: Blackert, Rawlings and Oneal.

Absent—excused: Fellbaum.

S. B. No. 398 by Hill was the first to be considered by the committee. Persons speaking:

For: Senator Joe Hill, and Walter Reilley, American Federation of Labor.

Against: Ex-Senator John H. Bailey, Austin, Texas, Texas Telephone Association; Oscar Burton, Tyler, Texas, Texas Telephone Association, president; H. M. Stewart, Austin, Texas, managing secretary, Texas Telephone Association; Sam Shuttle, Texas Telephone Association.

Senator Shivers offered the following Committee Amendment No. 1 which was adopted:

"After the words 'rural districts' strike out the rest of the sentence and add 'and in cities, towns, and villages of less than fifteen hundred (1500) population.'"

Senator Sulak moved that the bill as amended be reported favorably with the recommendation that it do pass. The motion failed to carry, and the bill was reported unfavorably by a vote of five to three, as follows:

Against: Small, Woodruff, Sanderford, Cotten and Davis.

For: Shivers, Poage and Sulak.

Senator Poage moved the committee adopt the favorable subcommittee report on H. B. No. 115 with subcommittee amendment and that the bill be reported back to the Senate with the recommendation that it do pass and be printed as amended. The motion carried.

On motion of Senator Woodruff, the committee stood at recess.

MIKE MASON, Secretary.

FORTY-FIRST DAY.

(Continued.)

Senate Chamber,
Austin, Texas,
March 25, 1935.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.

S. J. R. No. 26.

The Chair laid before the Senate on its second reading the following resolution which had been laid on

the table, and ordered printed in the Journal as amended.

By Senator Burns:

S. J. R. No. 26, A joint resolution "Proposing an amendment to Article XVI of the Constitution of the State of Texas by adding a new section to be numbered Section 61, vesting all the power heretofore conferred upon the Governor by Section 11, Article IV of the Constitution relating to granting reprieves, commutations of punishments and pardons in all criminal cases in a board to be known and designated as the Board of Pardons and Paroles, and providing that such board shall be composed of three (3) members who are citizens of the State of Texas, one of which members is to be appointed by the Governor, one by the Chief Justice of the Supreme Court, and one by the presiding Justice of the Court of Criminal Appeals; and providing the members of said board shall serve for a term of two (2) years and providing for the appointment of their successors, and the filling of vacancies in office and providing that the board shall be domiciled and hold its meetings at the main State Penitentiary located at Huntsville, Walker County, Texas, and providing for an election upon such proposed constitutional amendment and making an appropriation therefor."

Senator DeBerry sent up the following amendment:

Amend S. J. R. No. 26 by striking out of Section 1, beginning immediately after the word "Sec. 61," the following:

"All the powers heretofore conferred upon the Governor in Section 11 of Article 4, of the Constitution shall hereafter be vested in a board to be known and designated as the Board of Pardons and Paroles"; and inserting in lieu thereof the following:

"Sec. 61. In all criminal cases, except impeachment, the Governor shall have the power after conviction on the written signed recommendation and advice of two members of the Board of Pardons and Paroles to grant reprieves and commutations of punishment and pardons; under such rules as the Legislature may prescribe and upon the written recommendation and advice of two members of the Board of Pardons, and Paroles, he shall have

the power to remit fines and forfeitures; he shall have the power to revoke paroles and conditional pardons."

DeBERRY,
BLACKERT,
REDDITT.

Point of Order.

Senator Burns raised the point of order that the amendment was out of order as it was the same amendment as had previously been offered to S. J. R. No. 26 and tabled.

The Chair overruled the point of order.

Motion to Table.

Senator Burns moved to table the amendment by Senator DeBerry.

The motion to table lost by the following vote:

Yeas—7.

Burns.	Shivers.
Holbrook.	Stone.
Hopkins.	Sulak.
Moore.	

Nays—20.

Beck.	Oneal.
Blackert.	Pace.
Collie.	Poage.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Small.
Hill.	Van Zandt.
Hornsby.	Westerfeld.
Neal.	Woodruff.

Absent—Excused.

Fellbaum.	Martin.
Hughston.	Rawlings.

The amendment by Senator Oneal was adopted by viva voce vote.

S. J. R. No. 26 was read the second time, as amended, and passed to engrossment by the following vote:

Yeas—20.

Beck.	Oneal.
Blackert.	Pace.
Collie.	Poage.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Shivers.
Duggan.	Small.
Hill.	Van Zandt.
Hornsby.	Westerfeld.
Neal.	Woodruff.

Nays—7.

Burns.	Sanderford.
Holbrook.	Stone.
Hopkins.	Sulak.
Moore.	

Absent—Excused.

Fellbaum.	Martin.
Hughston.	Rawlings.

Senate Resolution No. 63.

Senator Moore received unanimous consent to send up S. R. No. 63, Memorializing Mr. George W. Graham.

The resolution was read and adopted unanimously by a rising vote.

S. J. R. No. 9.

The Chair laid before the Senate on its second reading the following resolution:

By Senator Oneal:

S. J. R. No. 9, A joint resolution "Proposing an amendment to Section 1 of Article 8 of the Constitution of the State of Texas, such amendment making no change in said Section 1 of Article 8 of the Constitution, other than providing that taxation of real property shall be equal and uniform; and that all property whether owned by natural persons or corporations, other than municipal, shall be taxed in proportion to its value as may be ascertained as provided by law; that the Legislature may make reasonable classifications of all property other than real property for the purpose of taxation; and providing that the taxation of property in any class shall be equal and uniform."

The committee amendment was adopted.

Senator Oneal sent up the following amendment:

Amend S. J. R. No. 9, by inserting in the blank in line 60 of the printed bill the following:

"first Tuesday after the first Monday in November, 1936."

ONEAL.

Read and adopted.

Senator Oneal asked unanimous consent to amend the caption to conform to the body of the resolution.

Unanimous consent was granted.

Pending.

Message from the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives, Austin, Texas, March 25, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

H. B. No. 13, A bill to be entitled "An Act to amend Chapter 39 of the General and Special Laws of the Forty-second Legislature, which was an act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisors; providing for visits to schools in the county and work in cooperation with teachers, etc., and declaring an emergency."

H. B. No. 14, A bill to be entitled "An Act repealing S. B. No. 265, Chapter 14, Acts of the Regular Session of the Forty-second Legislature, providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor, etc., and declaring an emergency."

H. B. No. 101, A bill to be entitled "An Act amending Article 879 and Article 879b of Chapter 6, Title 13, Revised Criminal Statutes of Texas 1925, as amended by Acts of the Fortieth Legislature, page 316, Chapter 215, and amended by Acts of the Fourth Called Session of the Forty-first Legislature, page 29, Chapter 19, providing an open season or period of time when it shall be lawful to hunt, take, or kill wild mourning doves, wild quail of all kinds and wild Mexican pheasants, or chachalaca, in the North and South Zones as such zones are defined in Article 878 of the Revised Penal Code, etc, and declaring an emergency."

H. B. No. 164, A bill to be entitled "An Act to amend subdivision 3 of Article 3883 of Section 1 of Chapter 220 of Acts of the Forty-third Legislature of the State of Texas, Regular Session, 1933, page 734, by raising the salaries of justices of the peace and constables in certain counties, and providing for excess fee remun-

eration and repealing all laws or parts of laws in conflict herewith, etc., and declaring an emergency."

H. B. No. 251, A bill to be entitled "An Act to amend Section 28, as heretofore amended by Chapter 5, page 6, of the Special Laws of the Regular Session of the Forty-third Legislature, of Chapter 5, page 14, of the Special Laws of the Regular Session of the Forty-second Legislature, of Chapter 36, page 359, of the Acts of the Thirty-first Legislature, approved March 15, 1909, entitled 'An Act to validate the Wichita Falls Independent School District, in Wichita County, Texas' (and for other purposes), and as heretofore variously amended, by providing that all taxes of said district for the calendar year 1935 and subsequent years shall become due on the first day of October of each year, respectively, and that unless one-half of such taxes are paid on or before the thirty-first day of the month in which such taxes become due, the entire taxes for that year shall become delinquent, and a penalty of ten per centum (10%) on all of said taxes shall accrue thereon, etc., and declaring an emergency."

H. B. No. 294, A bill to be entitled "An Act designating fur bearing animals, declaring them the property of the State, declaring a five (5) year closed season on wild fox in Robertson County; providing a penalty for violation of this Act, and declaring an emergency."

H. B. No. 319, A bill to be entitled "An Act granting to Willis Fountain of New Boston, Bowie County, Texas, permission to bring suit against the State of Texas and the State Highway Department in the District Court of Bowie County, Texas, for damages sustained to his property by the construction of dams on each side of Highway No. 8, which runs between the towns of New Boston and Corley, in Bowie County, diverting the water on the farm of Willis Fountain, etc., and declaring an emergency."

H. B. No. 344, A bill to be entitled "An Act to amend Section eleven (11) of the Acts of 1927, Fortieth Legislature, Regular Session, Chapter 22, page 26, H. B. No. 80, as amended by the Acts of 1933, Forty-third Legislature, Chapter 50, page 61, Special Laws, H. B. No. 435, so as to provide by this Act, and as an amendment of said Act of the Forty-third

Legislature, that the two judges of the County Courts at Law Nos. 1 and 2, of Bexar County, Texas, shall not be required to furnish bonds, but shall each take the oath of office prescribed by the Constitution of Texas, and that certain fees shall be collected by the clerk of said courts and by him paid into the county treasury of Bexar County, Texas, and that the two judges of the County Courts at Law Nos. 1 and 2, of Bexar County, Texas, shall each receive an annual salary of five thousand dollars (\$5,000), and providing for the payment of said salaries, etc., and declaring an emergency."

H. B. No. 340, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas which levies are unenforceable because of failure of the governing bodies of such respective incorporated cities and towns to make such levy by ordinance, and which are unenforceable because of the failure of such governing bodies to appoint the statutory board of equalization, or where the city council, city commission, or other governing body of such incorporated city or town have acted as a board of equalization in the fixing of the valuation of taxable property for ad valorem taxes within any such incorporated city or town, etc., and declaring an emergency."

H. B. No. 341, A bill to be entitled "An Act declaring a closed season on wild fox in Cooke County for a period of five (5) years; providing a penalty for violation, and declaring an emergency."

H. B. No. 349, A bill to be entitled "An Act amending Section 6a, Article 3883, Revised Civil Statutes of Texas, 1925, as amended by Chapter 59, page 123, Acts of the Forty-third Legislature, Second Called Session, providing for the fees of office that may be retained by certain precinct officers in certain counties, and declaring an emergency."

H. B. No. 356, A bill to be entitled "An Act amending Sections 3, 14, and 16, of the F. C. C. S. S. B. No. 49, Chapter 107, Acts of the Regular Session, Forty-first Legislature, 1929, relating to the salary of the Board of Pharmacy, providing renewal fees for licenses and prohibiting the use of the word "Pharmacy" where no registered pharmacist is employed, and fixing penalties, and declaring an emergency."

H. B. No. 375, A bill to be entitled

"An Act providing that beaver may be taken in Val Verde County during the month of January and their pelts disposed of in conformity to the laws of this State; providing a penalty; repealing all laws, in so far as they conflict with any provision of this Act, and declaring an emergency."

H. B. No. 385, A bill to be entitled "An Act prohibiting the hunting, trapping, ensnaring, or killing of any wild deer, buck, doe, fawn, or wild turkey within the limits of the County of Bastrop, State of Texas, for a period of five years from and after the passage of this Act, and providing a penalty therefor."

H. B. No. 386, A bill to be entitled "An Act declaring it unlawful for any person to kill, take, or have in his possession for barter or sale after the passage of this Act, for a period of five years, any wild fox or the pelts thereof in the County of Bastrop, State of Texas, and providing a penalty therefor."

H. B. No. 388, A bill to be entitled "An Act adding a new article to the Revised Civil Statutes, 1925, to be known as Article 6954a; providing a method for holding elections to determine whether turkeys shall be permitted to run at large in political subdivisions of Guadalupe County, etc., and declaring an emergency."

H. B. No. 402, A bill to be entitled "An Act declaring it unlawful for any person to kill, take or have in his possession for barter or sale after the passage of this Act, for a period of five years, any wild fox or the pelts thereof in the County of Houston, State of Texas, and providing a penalty therefor."

H. B. No. 556, A bill to be entitled "An Act changing the time of holding the terms of the district court in the Eighty-sixth Judicial District, and providing that all processes and writs heretofore issued and all recognizances and bonds heretofore made and executed and returned to existing terms of district court in counties composing said district, together with jurors heretofore selected are valid and returnable to the first term of such court after this Act takes effect, and providing for the continuation of the existing district courts in said counties in session when this Act takes effect to the end of their terms, etc., and declaring an emergency."

H. B. No. 569, A bill to be entitled "An Act authorizing the commissioners' court in the county or coun-

ties containing 22,296 and not more than 22,580 inhabitants, according to the last Federal Census, to purchase out of certain funds of the county, one truck or pick-up for each commissioner precinct, to be used in said precinct in the official duty of commissioner or commissioners, providing that said truck or pick-up shall not be used by commissioner, commissioners, or anyone else for personal business or pleasure trips, and declaring an emergency."

H. B. No. 577, A bill to be entitled "An Act amending Article 7005 of Chapter 7 of the 1925 Revised Civil Statutes, as amended by the Acts of the Forty-third Legislature, page 636, Chapter 213, so as to include within the provisions thereof 'Randall County,' and abolishing the office of 'inspector of hides and animals' in said county as created under the provisions of said Chapter 7, and declaring an emergency."

H. B. No. 579, A bill to be entitled "An Act making it unlawful for any person to take or catch any fish in the waters of any stream, lake, pool, or reservoir of certain counties in this State during the months of April and May of each year, and declaring an emergency."

H. B. No. 584, A bill to be entitled "An Act giving to Mrs. Lillian Hargraves, for herself and as next friend of Orin Hargraves, Edith Hargraves, and Ed Harold Hargraves, minors of Beaumont, Jefferson County, Texas, consent of the Legislature to file and prosecute suit against the State of Texas and/or the State Highway Commission in a court of competent jurisdiction in order to determine what compensation, if any, she and the surviving children of the said Lillian Hargraves and O. K. Hargraves are to receive by reason of the death of the said O. K. Hargraves, received while an employe of the State Highway Commission, etc., and declaring an emergency."

H. B. No. 685, A bill to be entitled "An Act providing for the extension of the 'Rio Grande Compact,' and declaring an emergency."

H. B. No. 593, A bill to be entitled "An Act authorizing the county judge to employ a stenographer or clerk in any county of not less than forty-three thousand (43,000) and not more than forty-three thousand and one hundred (43,100) inhabitants, according to the last Federal census report; regulating the salary of said stenographer or clerk, providing for

the payment of same, providing for his removal, and declaring an emergency."

H. B. No. 692, A bill to be entitled "An Act declaring it to be unlawful to sell, barter, or exchange minnows in any county in the State of Texas outside of the county or counties wherein such minnows are caught, seined, or taken; providing a penalty, and declaring an emergency."

H. B. No. 697, A bill to be entitled "An Act authorizing B. H. Willis of Jefferson County, Texas, to institute and maintain a suit against the State of Texas, in the District Court of Liberty County, Texas, and in said suit to recover the value of lands owned by him and appropriated by the State of Texas as a right of way for State Highway No. 3, commonly known as 'The Old Spanish Trail,' etc., and declaring an emergency."

H. B. No. 406, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring, or killing of any wild deer, buck, doe, or fawn within the limits of the Counties of Jasper and Newton, State of Texas, for a period of three (3) years from and after the passage of this Act; providing a penalty therefor, and declaring an emergency."

H. B. No. 423, A bill to be entitled "An Act amending H. B. No. 68, Chapter 19, page 29, Acts of the Fourth Called Session, Forty-first Legislature, 1930, providing an open season or a period of time when it shall be lawful to hunt, take, or kill wild mourning doves in North and South Zones with a special provision relating to the open season in Robertson County, Texas, as such zones are defined in Article 878 of the Revised Penal Code, as amended by Chapter 222, page 326, Acts of the Fortieth Legislature, Regular Session, and repealing any provisions of the law in conflict with this Act, making it unlawful to hunt, take, or kill wild mourning doves at any other time of the year; providing a penalty, and declaring an emergency."

H. B. No. 469, A bill to be entitled "An Act to amend Sections 34, 41, 65 (so noted in the Revised Civil Statutes of Texas), Article 199, Title 8, of the Revised Civil Statutes of Texas, and Chapter 92, General Laws of the Fifty-first Legislature, Regular Session, changing the time of holding the terms of the District Courts of the Thirty-fourth, Forty-first, and Sixty-fifth Judicial Districts of Texas, and permitting the continu-

ing of the terms of court in Hudspeth and Culbertson Counties by the court, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 426, A bill to be entitled "An Act declaring a closed season for a period of five years in which it shall be unlawful to hunt, take, or kill quail and prairie chicken in the Counties of Lipscomb and Hemphill, and fixing penalties, and declaring an emergency."

H. B. No. 456, A bill to be entitled "An Act amending Subdivision 63 of Article 199, Title 8, Revised Civil Statutes of Texas of 1925, providing for the terms of court in the Sixty-third Judicial District and the time of the holding of same; repealing Chapter 183, page 397, Acts of the Regular Session of the Forty-first Legislature, 1929; validating all processes, writs, bonds, and recognizances of every kind and character heretofore issued or entered and all grand and petit jurors drawn and selected under the existing laws by the various counties affected by this Act, that same shall be returnable to and said jurors serve for the next term of court in the various counties affected, after the taking effect of this Act; providing the time for this Act to take effect, and declaring an emergency."

H. B. No. 475, A bill to be entitled "An Act providing for payment of the salary of ex-officio superintendent of public instruction in all counties having not less than four thousand nine hundred and nineteen (4,919) and not more than four thousand nine hundred and twenty (4,920) population, according to the last preceding Federal census, from the county available school fund; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 504, A bill to be entitled "An Act providing for the appointment of a juvenile officer and assistant juvenile officers in counties having a population of more than two hundred and fifty thousand; fixing their duties and salaries and term of office, and declaring an emergency."

H. B. No. 507, A bill to be entitled "An Act permitting the commissioners' courts in counties of more than three hundred thousand and less than three hundred and fifty thousand inhabitants, according to the preceding Federal census, to maintain public rest rooms, and provide for the ap-

pointment and the salary of a mar-tron, the furnishing of said rest rooms, and declaring an emergency."

H. B. No. 712, A bill to be entitled "An Act declaring two-year closed season on wild fox in certain counties; providing for the enforcement of this Act, and declaring an emergency."

H. B. No. 723, A bill to be entitled "An Act to fix the salary of the superintendent of public instruction in each county in Texas having a population of not less than 15,720 nor more than 15,730, according to the Federal census; providing for office and traveling expense; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 753, A bill to be entitled "An Act to make it unlawful to take, hunt, trap, shoot, or kill any deer, wild turkey, or wild quail of any species, for a period of three (3) years in McCulloch County, Texas; fixing penalty, and declaring an emergency."

H. B. No. 754, A bill to be entitled "An Act prohibiting the taking or possession of any squirrel or quail in Shelby County for a period of two years following the passage of this Act; providing a penalty, repealing all laws in conflict with this Act, and declaring an emergency."

H. B. No. 771, A bill to be entitled "An Act providing for the taking of fish from the fresh waters of Grayson County, Texas, and making it unlawful to take such fish except by ordinary hook and line or by seine or net, the mesh of which is less than one and one-half inch square; providing that seines and nets may be used only during August, only for propoagation purposes under supervision of game warden, etc., and declaring an emergency."

H. B. No. 778, A bill to be entitled "An Act prohibiting the use of a steel trap, snare, or deadfall; the taking of the pelt of a fur-bearing animal; the offering for sale the pelt of a fur-bearing animal, or the possession of a fur-bearing animal, dead or alive, in Shelby County for a period of two years following the passage of this Act, etc., and declaring an emergency."

H. B. No. 791, A bill to be entitled "An Act to prohibit the taking of fish from the fresh waters of Comal County by any means or device other than by ordinary pole and line, or throw line, or trot-line with hooks not less than six feet apart, except

by the use of artificial bait; and declaring an emergency."

H. B. No. 818, A bill to be entitled "An Act declaring it unlawful for any person to kill wild fox or to take or have in his possession for barter or sale the pelts of wild fox after the passage of this Act, for a period of five years in the County of Kaufman, State of Texas; providing a penalty for violation of this Act, and declaring an emergency."

H. C. R. No. 27, Requesting Congress to approve the Fitzwater Plan for the recovery of cotton prices.

H. C. R. No. 60, Relative to stamping the word "Centennial" on all license plates for 1936.

H. C. R. No. 61, Requesting Congress to amend the Federal In-state Commerce Act in regard to taxes on cigarettes.

H. C. R. No. 63, Relative to improvements on highway between Presidio and Natchitoches, Texas.

The House has granted the request of the Senate for the appointment of a conference committee to consider the differences between the two Houses on S. B. No. 460. The following are conferees on the part of the House:

McCalla, Celaya, Morse, Fisher, and King.

Respectfully submitted,

A. C. DUNN, Acting
Chief Clerk, House of Representatives.

Bills and Resolutions Signed.

The Chair, Lieutenant Governor Walter F. Woodul, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. C. R. No. 26.	S. B. No. 219.
S. B. No. 78.	S. B. No. 390.
S. B. No. 79.	H. B. No. 382.
S. B. No. 138.	H. B. No. 425.
S. B. No. 156.	H. B. No. 576.
S. B. No. 157.	H. C. R. No. 15

Senator Excused.

Senator Martin was excused for the day on account of important business, on motion of Senator Hill.

Senate Resolution No. 64.

Be it resolved, That a floral offering be sent to the family of Mr. George W. Graham, and to be paid for out of the Contingent Fund of the Forty-fourth Legislature.

Adopted.

MOORE.

Motion to Adjourn.

Senator DeBerry, at 12:05 p. m., moved that the Senate adjourn until 2 p. m.

The motion prevailed by viva voce vote.

APPENDIX.**Committee on Enrolled Bills.**

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 26 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 219 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 79 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 156 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 390 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on En-

rolled Bills, have had S. B. No. 157 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 78 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 138 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 441, A bill to be entitled "An Act amending Article 6643, Revised Civil Statutes of Texas, 1925, as amended, Acts 1927, Fortieth Legislature, page 83, Chapter 59, Section 1, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SMALL, Chairman.

Committee Room,
Austin, Texas, March 21, 1935.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 340, A bill to be entitled "An Act amending S. B. No. 180, Chapter 239, Acts of the Regular Session of the Forty-third Legislature, by adding a new section to be known as Section 2a, providing that where the guardian is joint owner with the minor in the land to be partitioned, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SMALL, Chairman.

Minutes of Committee Meetings.

Minutes of Committee on Civil Jurisprudence, Held March 21, 1935.

Called Meeting.

Present: Small, Davis, Hill, Hornsby, Moore, Rawlings, Redditt and Shivers.

Absent—excused: Blackert, Col-

lie, Fellbaum, Hopkins, Oneal, Van Zandt and Westerfeld.

S. B. No. 340, was reported favorably by viva voce vote.

S. B. No. 441, was reported favorably by viva voce vote.

S. B. Nos. 436 and 446, were referred to subcommittee (Moore, Van Zandt and Collie).

HERMAN B. HILL Jr., Secretary.

**In Memory
of
Mr. George W. Graham**

Senate Resolution No. 63.

Senator Moore sent up the following resolution:

Whereas, On March 24, 1935, Mr. Geo. W. Graham departed this life in Houston, Texas; and

Whereas, Mr. Graham was an employee of the Texas Senate; and

Whereas, Mr. Graham had been in every particular earnest and diligent in the discharge of his duties, exemplary in the service of this body and flawlessly courteous to the public with which he dealt in our behalf; and

Whereas, Mr. Graham was known and honored as a citizen of worth, a man of sterling character, and one who in the position in which Destiny had placed him, held always true to the highest ideals and standards of gentlemanly conduct; he was loved and respected by a host of friends and leaves behind him a family stricken by the loss of a noble and self-sacrificing husband and father; now, therefore, be it

Resolved by the Senate of Texas, That in the death of Mr. Graham it recognizes the loss of a valuable worker and a worthy and honorable citizen of this State; and be it

Resolved Further, That we extend to his family our deepest sympathy, and that this memorial be printed in the Journal, and that copies thereof be mailed to each member of his family.

Read and adopted unanimously, by a rising vote.